Docket No. 1232-5691

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/540,416 Group Art Unit: 2622

Applicant: Hajime FUKUI Confirmation No. 9225

Filed: June 24, 2005 Examiner: K. L. JERABEK

For: IMAGE CAPTURING APPARATUS WITH LIGHT EMISSION

CONTROLLING MECHANISM AND METHOD OF CONTROLLING

THE IMAGE CAPTURING APPARATUS (as amended)

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed April 3, 2008, please amend the above-identified U.S. Patent application as follows:

Amendments to the Specification begin on page 2 of this paper;

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper; and

Remarks begin on page 10 of this paper.